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4	1851 East First Street Suite 1550					
5	Santa Ana, CA 92705-4067 Telephone: 949.863.3363					
6	Facsimile: 949.863.3350					
7	Attorneys for Creditor TROJAN CAPITAL INVESTMENTS, LLC					
8	UNITED STATES BANKRUPTCY COURT					
9	NORTHERN DISTRICT OF CALIFORNIA					
10	SAN FRANCISCO DIVISION					
11	SAN FRANCISCO DIVISION					
12	In re	Case No. 18-30006				
13						
14	THOMAS J. CHEK,	Chapter Number: 13				
15	Debtor,	SECURED CREDITOR TROJAN CAPITAL INVESTMENTS, LLC'S				
16	JOINDER TO TRUSTEE'S MOTION					
17	DATE: October 17, 2018 TIME: 1:10 p.m.					
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BURKE, WILLIAMS & SORENSEN, LLP ATTORNEYS AT LAW

IRV #4823-9712-2678 v1

JOINDER TO TRUSTEE'S MOTION TO - 1 -

TORNEYS AT LAW TORNEYS AT LAW DISMISS CHAPTER 13 CASE

SANTA ANA Case: 18-30006 Doc# 77 Filed: 10/08/18 Entered: 10/08/18 15:46:41 Page 1 of 4

TO THE HONORABLE COURT AND ALL PARTIES IN INTEREST:

Secured creditor Trojan Capital Investments, LLC ("Trojan") hereby JOINS in the relief requested by the Chapter 13 Trustee in his *Motion to Dismiss* [Docket No. 74] (the "Motion").

In addition to the deficiencies identified by the trustee in the Motion, Trojan also moves for dismissal on the basis that the Debtor has made no post-petition payments on his second lien, which is held by Trojan. The Court denied the Debtor's Motion to Value and Avoid Lien of Trinity Financial Services, LLC [Docket No. 39] at the July 18, 2018 hearing in this case. However, the Debtor has yet to provide any post-petition payments on Trojan's secured lien.

In the event an objection to the Motion is filed, Trojan reserves the right to argue the applicable legal issues at the hearing on the Motion.

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Dated:

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October 8, 2018

BURKE, WILLIAMS & SORENSEN, LLP

Richard J. Reynolds Rafael R. Garcia-Salgado Attorneys for Creditor

TROJAN CAPITAL INVESTMENTS.

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Filed: 10/08/18

Entered: 10/08/18 15:46:41 Page 2 of 4

1	PROOF OF SERVICE OF DOCUMENT				
2	I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:				
3	1851 East First Street, Suite 1550, Santa Ana, California 92705-4067				
4	A true and correct copy of the foregoing document entitled (specify):				
5	SECURED CREDITOR TRINITY FINANCIAL SERVICES, LLC'S JOINDER TO TRUSTEE'S MOTION TO DISMISS CHAPTER 13 CASE AND DECLARATION OF				
6	DON A. MADDEN, III IN SUPPORT OF TRUSTEE'S MOTION TO DISMISS CHAPTER 13 CASE				
7	will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:				
8	1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):				
9	Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (<i>date</i>) 10/8/18, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:				
10					
11					
12	 David Burchard TESTECF@burchardtrustee.com, dburchard13@ecf.epiqsystems.com Rafael Ramon Garcia-Salgado rgarcia@bwslaw.com, bantle@bwslaw.com 				
13	 Kelsey Luu ecfcanb@aldridgepite.com, kluu@ecf.inforuptcy.com Russell Marne russell@marne.com Office of the U.S. Trustee / SF USTPRegion17.SF.ECF@usdoj.gov Richard J. Reynolds rreynolds@bwslaw.com, psoeffner@bwslaw.com Neal L. Wolf nwolf@hansonbridgett.com, lchappell@hansonbridgett.com 				
14					
15					
16	Service information continued				
17	on attached page				
18	2. <u>SERVED BY UNITED STATES MAIL</u> : On (<i>date</i>) <u>10/8/18</u> , I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows.				
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20	Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.				
21	Debtor: Judge:				
22	Thomas J. Chek 900 Arlene Way Honorable Dennis Montali U.S. Bankruptcy Judge				
23	Novato, CA 94947-6905 Mail Box 36099 San Francisco, CA 94102				
24	Service information continued on attached page				
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BURKE, WILLIAMS & SORENSEN, LLP ATTORNEYS AT LAW

IRV #4823-9712-2678 v1

JOINDER TO TRUSTEE'S MOTION TO - 3 -

TORNEYS AT LAW TORNEYS AT LAW DISMISS CHAPTER 13 CASE

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1	3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE					
2	TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (<i>date</i>), I served the following persons and/or					
3	entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here					
4	constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.					
5	<u>completed</u> no	atter than 2 i nours after the docum	Service information continued			
			on attached page			
67	I declare unde and correct.	r penalty of perjury under the law	s of the United States that the foregoing is true			
8	10/8/18	Bernadette Antle				
9	Date	Printed Name	Signature			
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BURKE, WILLIAMS & SORENSEN, LLP ATTORNEYS AT LAW

IRV #4823-9712-2678 v1

JOINDER TO TRUSTEE'S MOTION TO

TORNEYS AT LAW TORNEYS AT LAW DISMISS CHAPTER 13 CASE

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